

MOTION BY SUPERVISOR MICHAEL D. ANTONOVICH

MARCH 4, 2008

In 2006, Proposition 83, also known as Jessica's Law, was designed to protect children and families by restricting where paroled sex offenders could live. This California law, which voters passed with a 70 percent of the vote, includes a provision which authorizes local governments to include additional restricted sites they deem appropriate. Pursuant to that provision, on February 19, the City of Long Beach (City) requested their City Attorney to draft an ordinance restricting residency requirements of sex offenders in relation to licensed child-care facilities. The City is also researching the possibility of limiting the number of sex offenders residing at multi-family residential dwellings. Given that the State of California Department of Corrections and Rehabilitation is responsible for placing sex offender parolees back into the communities, it is incumbent upon our County to have a clear understanding of what authority local jurisdictions have under the law.

I, THEREFORE, MOVE THAT the Board of Supervisors direct County Counsel to provide a report in two weeks with the following:

1. A legal analysis of Jessica's Law, including a summary of the key provisions such as the specific restrictions on where sex offenders can live, and who and how they are monitored;
2. An overview of sober living/group homes and other residential facilities whose occupancy is 6 people or fewer, including any licensing or permit requirements and, if so, from which entity(ies), as well as the role of local government;
3. A summary of any existing County codes regarding sex offenders as well as a review of the recent action by the City of Long Beach and their proposed ordinance; and,

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4. Recommendations and options for our County, including drafting a similar ordinance to that of the City of Long Beach and other appropriate steps to maximize the protection of our communities from sex offenders to the fullest extent under the law.

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MDA:aplc
3-4-08 Proposition 83 – Jessica's Law